

1 Filed by:  
2 Merits Panel  
3 Board of Patent Appeals and Interferences  
4 Mail Stop Interference  
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Paper 36

10 UNITED STATES PATENT AND TRADEMARK OFFICE  
11

12  
13 BEFORE THE BOARD OF PATENT APPEALS  
14 AND INTERFERENCES  
15

16  
17 PENG LIANG,  
18

19 Junior Party  
20 (Patent 6,902,930 B2),  
21

22 v.  
23

24 LAURE DUMOUTIER and JEAN-CHRISTOPHE RENAULD,  
25

26 Senior Party  
27 (Application 09/915,735).  
28

29  
30 Patent Interferences 105,417 (McK)  
31 Technology Center 1600  
32

33  
34 Entered: 26 October 2006  
35

36  
37 *Before: McKELVEY, Senior Administrative Patent Judge, and SCHAFER*  
38 *and MOORE, Administrative Patent Judges.*  
39

40 *McKELVEY, Senior Administrative Patent Judge.*  
41

42 **JUDGMENT**  
43

44 Upon consideration of DUMOUTIER REQUEST FOR ENTRY OF  
45 ADVERSE JUDGMENT (Paper 35), it is

1 ORDERED that judgment on priority as to Count 1 (the sole  
2 count in the interference; Paper 1, page 8) is awarded against Senior Party  
3 LAURE DUMOUTIER and JEAN-CHRISTOPHE RENAULD.

4 FURTHER ORDERED that Senior Party LAURE  
5 DUMOUTIER and JEAN-CHRISTOPHE RENAULD is not entitled to a  
6 patent containing claim 1 (corresponding to Count 1) of:

7 Application 09/915,735  
8 filed 26 July 2001  
9

10 FURTHER ORDERED that if there is a settlement agreement,  
11 attention is directed to 35 U.S.C. § 135(c).

12 FURTHER ORDERED that a copy of this JUDGMENT  
13 shall be placed in the files of (1) U.S. Patent 6,902,930 B2 and  
14 (2) application 09/915,735.  
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|    |                                    |   |               |
|----|------------------------------------|---|---------------|
| 16 | <u>/ss/ Fred E. McKelvey</u>       | ) |               |
| 17 | FRED E. McKELVEY                   | ) |               |
| 18 | Senior Administrative Patent Judge | ) |               |
| 19 |                                    | ) | BOARD OF      |
| 20 | <u>/ss/ Richard E. Schafer</u>     | ) | PATENT        |
| 21 | RICHARD E. SCHAFER                 | ) | APPEALS       |
| 22 | Administrative Patent Judge        | ) | AND           |
| 23 |                                    | ) | INTERFERENCES |
| 24 | <u>/ss/ James T. Moore</u>         | ) |               |
| 25 | JAMES T. MOORE                     | ) |               |
| 26 | Administrative Patent Judge        | ) |               |

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**Townes, Yolunda**

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**Subject:** Interference #105417\_036 (McK) - Judgment  
**Attachments:** jd105417\_036.pdf

Judgment

Yolunda R. Townes  
Paralegal Specialist  
Interference Trial Section  
571-272-4683

10/26/06